THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.26785 of 2007

Date: 27-12-2007

Between:

1.P.Leelavathi and 33 others. …Petitioners

and

1.The District Collector,
Visakhapatnam District and 2 others. …
Respondents

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.26785 of 2007

Date: 27-12-2007

ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the inaction of the respondents in issuing 'D' Form pattas in favour of the petitioners with respect to an extent of Ac.30-00 cents of Government land situated in various survey numbers of Kunchavanipalem Village, Nagavaram Gramapanchayat, Munagapaka Mandal, Visakhapatnam District, as arbitrary, and consequently to direct the respondents not to dispossess the petitioners from the said lands.

In the affidavit, filed in support of the Writ Petition, it is stated that the petitioners are landless poor persons and they have been cultivating and eking out their livelihood on the income derived from the excess lands of the Government situated in various survey numbers of Nagavaram Village, Munagapaka Mandal, Visakhapatnam District, and they made a representation before the first respondent-District Collector, Visakhapatnam, on 11-07-2005 requesting to assign an extent of one acre of land to

each petitioner. Subsequently, another representation dated 10-01-2005 was also filed by them, and it was referred to the third respondent-Tahasildar, Munagapaka, for taking necessary action. The petitioners' grievance is that the said representations have not yet been considered and disposed of.

It is stated by the learned Counsel for the petitioners that the petitioners are landless poor persons and as such, they are entitled for assignment of the excess lands of the Government.

Having regard to the facts and circumstances of the case, without going into the merits of the case, the Writ Petition is disposed of directing the third respondent-Tahasildar to consider the petitioners' representations, purported to have been forwarded by the first respondent-District Collector to him, and pass appropriate orders thereon in accordance with law. No order as to costs.

27-12-2007

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